

URBAN MANAGEMENT MEASURES

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**NATIONAL COASTAL NONPOINT MEETING
LANSDOWNE CONFERENCE CENTER
APRIL 22-25, 2002**





REVISED POLICY

- ✓ Revised Policy for the following MMs:
 - *New Development*
 - *Construction Site Erosion and Sediment Control*
 - *Construction Site Chemical Control*
 - *Existing Development*
- ✓ Specific activities or geographic areas within the coastal zone that are subject to NPDES Phase I or II requirements, i.e., a MS4 permit or a permit for construction activities are excluded from coverage under the CZARA 6217 Program



RATIONALE

✓ New Development MM:

- *Existing policy provides coastal states an exclusion from having to implement the New Development Management Measure in municipalities covered by the NPDES Phase I Municipal Storm Water Permit Program requirements. To be consistent with this policy, Phase II municipalities will also be excluded from these requirements when they apply.*



RATIONALE (Continued)

✓ Construction Site MMs:

- *On March 10, 2003, the NPDES Permit Program Phase II requirements will apply to all construction projects nationwide disturbing one acre or more of land area. These requirements will address both erosion and sediment control and the management of chemicals on construction sites. Because NPDES construction permit requirements apply throughout state coastal management areas, the CZARA 6217 management measures for construction sites will no longer be independently reviewed.*



RATIONALE (Continued)

✓ Existing Development MM:

- *Municipalities covered under the NPDES municipal storm water permits program are required to develop and implement storm water management programs. These programs must contain pollution prevention and good housekeeping elements that address the impacts of environmentally damaging land development and the maintenance of storm sewer systems. EPA and NOAA have determined that the goals and objectives of the existing development management measure will be met through the development and implementation of these requirements.*



ADDITIONAL CLARIFICATIONS

- ✓ **New and Existing Development MMs:**
 - **QUESTION:** *Does the state still need to implement the New Development and Existing Development Management Measures throughout the remainder of the coastal management area not covered by NPDES MS4 permits?*
 - **ANSWER:** *Yes, The New and Existing Development management measures are only “superceded” in Phase I and II MS4 areas.*



ADDITIONAL CLARIFICATIONS

✓ QUESTION:

- *If the majority or the most significant portion of the coastal management area is covered under the NPDES Storm Water Program requirements, does the state need to implement the New Development and Existing Development MMs in areas not covered by NPDES permits?*

✓ ANSWER:

- *Yes. However, EPA and NOAA will consider excluding the state from requirements to implement these management measures if the state can provide a rationale and analysis that these areas do not and are not anticipated to adversely impact coastal water quality or aquatic habitat. These determinations will be made on a case-by-case basis.*



Roads, Highways and Bridges (RHB)

- ✓ Q: What RHB Management Measures are no longer applicable due to coverage by the NPDES Phase I and II program requirements.

- ✓ A:
 - Construction Project MM
 - Construction Site Chemical Control MM
 - Operation and Maintenance MM
 - RHB Runoff Systems MM



OSDS/NPDES CONNECTIONS

✓ Policy:

- *States must implement coastal nonpoint programs to address both the New and Existing Onsite Disposal Systems Management Measures throughout the coastal management area.*

✓ Rationale:

- *The NPDES Phase I or Phase II municipal storm water program requirements do not address the management and control of onsite wastewater disposal systems unless they are illicit discharges into municipal separate storm sewers.*